

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

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UNITED STATES OF AMERICA

-v.-

SAMUEL ISRAEL III,

Defendant.

ORDER OF RESTITUTION

05 Cr. 1039 (CM)

WHEREAS, on September 29, 2005, SAMUEL ISRAEL III, the defendant, pleaded guilty to conspiracy to commit investment adviser fraud, mail fraud and wire fraud, in violation of 18 U.S.C. § 371; investment adviser fraud, in violation of 15 U.S.C. §§ 80b-6 and 80b-17; mail fraud, in violation of 18 U.S.C. § 1341; and wire fraud, in violation of 18 U.S.C. § 1343;

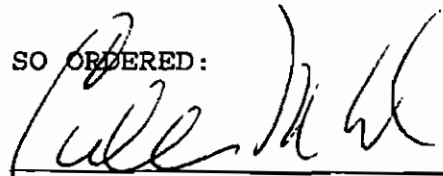
WHEREAS, on April 14, 2008, SAMUEL ISRAEL III, the defendant, was sentenced, inter alia, to a term of 20 years in prison, and to pay restitution in an amount and manner to be determined by the Court at a later date;

IT IS HEREBY ORDERED, ADJUDGED AND DECREED that SAMUEL

ISRAEL III, the defendant, shall pay a total of \$300,000,000.00 in restitution to the persons, and in the individual amounts, identified on Attachment A annexed hereto.

Dated: New York, New York  
April 18, 2008

SO ORDERED:

A handwritten signature in black ink, appearing to read 'Colleen McMahon', is written over a horizontal line.

HONORABLE COLLEEN McMAHON  
UNITED STATES DISTRICT JUDGE

## ATTACHMENT A

BAYOU		
Proposed List of Victims		
Investor Name	Alternate Contact	Loss Amount
<b>ON-SHORE FUNDS</b>		
1331 Foundation	Israel, Lawrence J.	\$ 145,000
305 Partners LP	Jenkins, James C.	\$ 2,500,000
A. W. Jones Company	Burch, Robert	\$ 5,000,000
Adams, Eula		\$ 400,000
Ad-In Partners	Spiro, William	\$ 1,000,000
Administrators for the Professions, Inc.	Weyand, Michael	\$ 350,000
Alan J Schottenstein Family Limited Partnership	Manager, Office	\$ 1,000,000
Allen, Joe E.		\$ 1,100,000
Ark Multi-Manager Fund, LP	Krieger, John	\$ 450,000
Amiz Builders Profit Sharing Trust	Amiz, K. Allan	\$ 750,000
Amiz Family Foundation	Amiz, K. Allan	\$ 1,500,000
Thomas E & Andrea J Amiz ttee Amiz Family Revoc. Trust dtd 5/3/2001	Amiz, K. Allan	\$ 500,000
Aron, Jaqueline	Lafayette Enterprises	\$ 200,000
Aron, Peter A	Lafayette Enterprises	\$ 200,000
Aron, Robert	Lafayette Enterprises	\$ 200,000
Asgard LLC	Jackson, Christopher	\$ 1,000,000
AW Jones Hedged Equity LP	Burch, Robert L.	\$ 1,450,000
Rushton O. Backer IRA		\$ 250,000
John W. Bailey IRA	c/o Donald Abernathy	\$ 600,000
Trail Ridge Flatiron Fund LP	Finley, J. D.	\$ 400,000
Silver Creek Long/Short Holdings LLC	Dillon, Eric	\$ 43,000,000
Backwith Invest Ltd Partnership	Trabucco, John	\$ 2,000,000
Benning Management Group Defined Benefit Pension Plan	Lacher, Ralph	\$ 455,000
Bermuda Fund, LP	Keck, Robert T.	\$ 6,000,000
MB Absolute Return Fund Ltd.	Bloom, Mark E.	\$ 1,300,000
Dr. Edward Besner IRA		\$ 248,000
Betty & Jay Partners LP	Mangene, David	\$ 500,000
Broad-Bussel Family LP	Bussel, Dan	\$ 1,250,000
Burton Partners III LP	Glenn, II, Thomas K.	\$ 2,000,000
Cadmus Partnership Ltd	Ross, Stephen M.	\$ 1,570,000
Cambridge Marketing Pension Plan	Schaeffer, Hillary E., Esq.	\$ 280,000
John Candela Revocable Trust		\$ 1,250,000
Capital Appreciation Partners, LP	Snyder, Alan C.	\$ 700,000
Glass, Caroline B.		\$ 1,140,000
Citico Global Custody (NA) NC KBCFB (CI) as nominee for TS	Costello, Clara	\$ 663,500
Rollover IRA of Shelton Ciyatt, Jr.		\$ 500,000
Colchis Capital Partners LP	Conrads, Robert & Edward	\$ 2,000,000
Coleman, Katherine & T Brooks		\$ 500,000
Cary Cooper IRA		\$ 230,000
Cottonwood Fund Series of the SALI Multi-Series Fund, LP	Nieman, Thomas	\$ 2,000,000
Croesus Investment Partners VIII LP	Mangene, David	\$ 2,627,000
Myron Crystal IRA		\$ 255,857
Culiss, Gary		\$ 250,000
Custom Strategies L.P.	Johnson, MaryAnn	\$ 2,087,480
Daley Investment Trust	Daley, Joe	\$ 150,000
Danforth, Brad		\$ 150,000
DB Structured Products Inc.	Alfonso, Rosaria	\$ 15,810,800
Dentistry and Design Employees Profit Sharing Plan & Trust	Putten, Clifford Van	\$ 500,000
DePauw University	Bice, Keith	\$ 3,250,000
Dr. Phillip Markin Profit Sharing Plan & Trust		\$ 550,000
Jake Easton III IRA		\$ 350,000
E-C Fund LP	Buik, Richard	\$ 1,300,000
Eclipse Fund LLC	Cunningham, Brian	\$ 1,250,000
Kenneth A and Roberta E Eldred Revocable Trust	Eldred, Kenneth & Roberta	\$ 1,000,000
ESUM Partnership #2	Muse, Albert	\$ 900,000
Eye & Ear Foundation	Muse, Albert	\$ 1,200,000
Thomas Felt IRA		\$ 350,000
Fekete, Michael & Susan		\$ 500,000
Feldman, Jeffrey		\$ 400,000
Fine Family Trust	Fine, Ira & Barbara	\$ 200,000
Fine Management Corporation Money Purchase Pension Plan	Fine, Ira	\$ 175,491
Harold Foonberg Family Trust	Manager, Trust	\$ 350,000
Byron Foster Trust	Mangene, David	\$ 500,000
FKB Trust	Bowers, Fred	\$ 500,000
GIF Inc.	McAlister, J.D.	\$ 700,000

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Investor Name	Alternate Contact	Loss Amount
Gleason, Thomas		\$ 300,000
Ronald Greenspan IRA		\$ 250,000
Guardian Two LP	Gardner, Timothy	\$ 900,000
Habib, Farzana S.		\$ 50,000
Robert Harrigan IRA		\$ 350,000
Andrew Heck		\$ 420,000
High Sierra Investments	Gullen, Trini	\$ 1,700,000
Hill, Bruce H. C.		\$ 250,000
Hill, Christopher C.		\$ 1,450,000
Hill, Russell L. C.		\$ 1,000,000
Norman Hirsch		\$ 150,000
Holland, Betsy A.		\$ 450,000
InAltra US World Fund LP	David, Zale	\$ 500,000
Christine Incontro IRA		\$ 300,000
Sands, Lenny & Corine		\$ 242,175
Israel, Ann R.		\$ 100,000
Jordan Family Revocable Trust dtd 8/25/95	Jeffrey D & Karen Jordan, TTEES	\$ 1,000,000
Jepson, Hans G.	Jepson, Hans G.	\$ 100,000
Kaplan Jones Family Trust	Kaplan, Mitchell	\$ 350,000
Kaplan Stahl Agency Retirement Trust Define Pension Plan	Kaplan, Mitchell	\$ 400,000
Gerson Kaplan IRA	Kaplan, Mrs Chaya Morman, Kaplan, IRA	\$ 650,000
Ann Keller Lingo Revocable Trust	Lingo, Ken	\$ 1,000,000
Killinger, Scott		\$ 210,000
Klement, Amy Rowe		\$ 200,000
Koret Foundation	Hardin, Claudia	\$ 1,750,000
Krueger, K H Wm		\$ 500,000
Lacher Family Trust	Lecher, Ralph & Jackie	\$ 330,000
Latta Family Trust	Latta, Laurence	\$ 400,000
Lawrence, Francis & Helen	c/o Grant, Tani, Barash & Altman, Inc.	\$ 250,000
Lawson, H Blaine Jr		\$ 500,000
LIBOR Partners	Jenkins, James	\$ 2,000,000
Lingo, Ken		\$ 400,000
Long Short Fund I	Droz, Garay P.	\$ 2,900,000
Longboat Capital Partners	Capizzi/Smith, Mike/Kyle	\$ 2,000,000
Louis Marsh Living Trust dated 10/12/04	Young, Stanford, President	\$ 750,000
Donald MacShane IRA		\$ 881,798
Mann, Michael		\$ 46,100
MAPS Charter Fund LP	Smith, Kyle	\$ 1,250,000
Marini, Paul A.		\$ 500,000
Mayfield Investment Partners LP	Smith, Kyle P.	\$ 750,000
McKee, Donald F. & Rader, Elizabeth M.		\$ 1,150,000
McNeill, Robert, IRA		\$ 660,000
Robert P. McNeill Insurance Trust dated 3/17/1968		\$ 1,268,395
Moshe I. Melder IRA		\$ 500,000
Melvin N. & Marcia A. Grossman Family Trust	Grossman, Melvin	\$ 850,000
Mertis Green & Assocs. Defined Benefit Pension Plan	Mertis, Michael	\$ 375,000
Messer, Alan & Geraldine		\$ 500,000
Meyers, Leon	Myers, Leon	\$ 650,000
Leon Meyers ttee w/d 1/21/78 Ben Meyers Grantor		\$ 600,000
Michelsohn, Marie Louise		\$ 1,400,000
Michelsohn, Marie Louise and Michelson, Michelle JT		\$ 1,200,000
Miller, Lawrence		\$ 1,192,300
Miller, Lawrence		\$ 750,000
Miller, Lawrence IRA		\$ 580,438
Morris III, William H.		\$ 950,000
The Mosaic Fund L.P.	Myers, Leon	\$ 4,500,000
Mottahedeh, Roy P		\$ 250,000
Mount Rainier LP	O'Brien, James	\$ 850,000
Multi-Dimensional Fund LP	Ehrlich, Richard	\$ 1,900,000
Muse, Albert C		\$ 400,000
Alexandra V. Muse Voluntary Trust dtd 1/5/87	Muse, Albert	\$ 470,000
Nancy C. Muse Voluntary Trust dtd 1/5/87	Muse, Albert	\$ 470,000
Musser, Hillary G.		\$ 250,000
Kathryn L. Nothacker Revocable Trust Number One v/a 5/02/1988		\$ 600,000
Pacific Peak Partners LP	Cunningham, Brian	\$ 800,000
Palm Beach Atlantic University	Gall, George	\$ 500,000
Parkland Investment Partners, LP	Smith, Kyle P.	\$ 750,000
Pasternak Baum & Co Employee Profit Sharing Plan F/S/O Arthur Brainson	Brainson, Arthur	\$ 900,000
Jon T. Pawley IRA		\$ 250,000
Payson, Martin		\$ 150,000
Payson, Martin & Doris		\$ 250,000
Phoenician Trading Partners LP	Martin, James	\$ 1,800,000

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Investor Name	Alternate Contact	Loss Amount
Physician's Reciprocal Insurers	Weygand, Michael	\$ 8,000,000
Steven Pomerance IRA		\$ 300,000
Prosthodontic Assoc P.C. Retirement Trust	Hribar, Jr., George	\$ 250,000
Rayne Mark Investments LLC	Crossen, Mark	\$ 750,000
Regent University	Isakoff, Lou	\$ 4,750,000
Freddie Reiss IRA		\$ 708,879
Rembrandt Partners LP	Latella, Laura	\$ 6,250,000
Rento, Dr Robert		\$ 225,000
Revolutionary Graphics Inc	Schaeffer, Hillary E., Esq.	\$ 5,710,000
Robertson, Timothy B.		\$ 1,500,000
Rosenblum, Jeffrey & Leonor R.		\$ 750,000
Samlo Defined Benefit Pension Plan	Lovullo, Sam	\$ 788,301
Saul Partners LP	Saul, Andrew	\$ 2,000,000
William Scalia IRA		\$ 82,000
Schrage, Leonard and Tema		\$ 180,000
Morris Schrage IRA		\$ 522,000
Morris Schrage Trust		\$ 1,262,368
SES Family Investment & Trading Partnership LLP	Zeitzer, Roz	\$ 750,000
Siegesmund III, John C		\$ 250,000
Ann W. Silverstein 2001 Revocable Trust	Silverstein, Ann W.	\$ 500,000
Singer Family Trust	Singer, Jeffrey & Kellie	\$ 150,000
Jeff Singer IRA		\$ 175,082
Dr. Gerald Smalberg IRA		\$ 284,412
Somers & Co F/B/O Suortus Masters Fund LP	Merins, Jean Marc	\$ 2,985,000
South Cherry Street Partners	Groothuis, Fred	\$ 1,150,000
Spiller, David		\$ 100,000
Starling Partners Fund LLC	Glenn, II, Thomas K.	\$ 2,500,000
Salay, Stephen G.		\$ 250,000
Sam A. Stephens Charitable Remainder Trust	c/o Shelton Ciyatt	\$ 500,000
Sterling Insurance Agency Inc PSP	Hirsch, Mr. Richard	\$ 289,382
Tamercac Fund Series of the Sali Multi-Series Fund LP	Nieman, Thomas	\$ 2,000,000
Taube Family Foundation	Meyerson, Rick	\$ 1,100,000
Thaddeus N. Taube, IRA	Myerson, Rick	\$ 475,000
TFT Partners LLC	Myerson, Rick	\$ 500,000
The 1183 Trust	Glenn, II, Thomas J.	\$ 750,000
The Keystone Company	Muse, Albert	\$ 1,400,000
The Mondlak Trust	Umansky, Julio	\$ 188,850
The Sentinel Uncorrelated Fund	Swanson, Bruce	\$ 1,000,000
David Tisherman IRA		\$ 239,898
TMG Investments II (The Management Group)	Mundel, Rob	\$ 765,000
Tolk, Gayla Lynn		\$ 450,000
Travis Company JV	Hill, Roger C.	\$ 1,500,000
William F. Regnery Trust	Regnery, William	\$ 700,000
Trustees of Lawrence Academy	Deasy, Linda	\$ 650,000
UM Investment Trust II FBO Sole Series Undiscovered Managers Spinnaker Fund	Cunningham, Brian	\$ 835,000
Umansky Family Trust	Umansky, Betty	\$ 400,000
Umansky, Alejandro		\$ 215,524
Umansky, Julio		\$ 200,000
Umansky, Leonardo		\$ 300,000
UNIFAM, LP	Nicholson, LeeAnn	\$ 1,500,000
Universal City Nisan	Schrage, Lenny	\$ 2,057,869
Arthur & Debra Valner Trust	Valner, Arthur/Debra	\$ 287,000
Susan Van Putten Trust	Manager, Office/Susan	\$ 500,000
Vestie Diversified LP	Quadeor, Afroz	\$ 376,000
Verity Associates LP	Fink, Michael F.	\$ 400,000
Villanueva, Edward		\$ 750,000
William Walkert IRA		\$ 847,500
Weiner Investments	Weiner, Bruce B.	\$ 1,500,000
Weiss, Roger J		\$ 350,000
West Mountain Partners LP	Alar, Paul	\$ 1,400,000
Westley, Joseph		\$ 175,000
William Regnery Trusts Partnership II	Manager, Office	\$ 950,000
Williams, John H.		\$ 1,475,000
WIP LLC	Wurtzel, Alan	\$ 500,000
Woodland Partners LP	Bernstein, Todd	\$ 3,500,000
David Young IRA		\$ 194,025
Yuengling Corporation	Yuengling, Frederic	\$ 585,000
Subtotal Onshore C. tims		\$ 250,411,974.00

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Investor Name	Alternate Contact	Loss Amount
<b>OFF-SHORE FUNDS</b>		
Anglo-Irish Bank (Suisse), SA	antonio.patore@angloirishbank.ch	\$ 1,405,000
BIM Alternative Investments SPR SGA Client High (Banca IMI Client)	kevin.gilleece@bipc.ie	\$ 1,000,000
BNP Paribas Securities Services Luxembourg	Latuja, Anthony	\$ 4,000,000
DEA Capital Spa (Old CDB Web Tech Spa)	Moscatelli, Vittorio	\$ 1,500,000
Citico Global Custody NV 211070	Itoh, Yasuo	\$ 1,500,000
Citico Global Custody NV - Cash 102448	Costello, Clara	\$ 435,000
Citico Global Custody NV 200158	Costello, Clara	\$ 1,000,000
Citico Global Custody NV 210018 (for Infinity Capital SA)	Costello, Clara	\$ 15,200
Citico Global Custody NV ref 190942 (Stratos Fund/R Callahan)	Costello, Clara	\$ 1,000,000
Citico Global Custody Scala Fund of Funds (Gabelli)	Martins, Verrien	\$ 1,200,000
Citico Global NV (NA) for Select Multi Strategic Fund	Reine, Michelle La	\$ 3,000,000
Close Trustees fbo Meritage Investments	Juan Howland and Catherine Spencer	\$ 500,000
FAM Global (Fam Classic...)	Ng, Tom	\$ 650,000
Fortis Bank (Cayman) Ltd as Custodian of Tradex Global Master Fund	Beatt, Michael	\$ 500,000
Guernsey Ltd (Parity Investments)	McShane, Keith	\$ 1,000,000
Jewish Federation of Metro Chicago	Sinclair, Kent	\$ 4,000,000
Kredietbank S.A. Luxembourgisee For Customers Account	LeVallant, Jerry	\$ 1,715,000
MB Absolute Return Fund Ltd (via Butterfield)	Bloom, Mark E.	\$ 750,000
Meyers, Leon, MPP Plan	Meyers, Leon	\$ 850,000
Nephrology Asso PC Pension Plan / Dr Chaim Charytan	Charytan, Dr. Chaim	\$ 1,500,000
Pyxis Investment Strategies LLP (Stone Corporation)	Hamilton, Jay	\$ 6,000,000
Robinson & Co - a/c 0256883 (Focus Investment Group)	Jones, Annalese	\$ 55,700
Sterling Stamos Growth (Offshore) Fund Ltd	Kanover Esq., Jared A.	\$ 97,000
Sterling Stamos Liquidity (Offshore) Fund	Kanover Esq., Jared A.	\$ 70,800
Sterling Stamos Security (Offshore) Fund Ltd	Kanover Esq., Jared A.	\$ 477,200
Bedell Trustees Ltd re: The M Wohl 1985 Discretionary Settlement	Hayes, Anita	\$ 500,000
Meyers, Leon M. (Fr Interest in Tremont Insurance)		\$ 672,488
Forevergreen Partners (Fr Interest in Tremont Insurance)	Doyle, David	\$ 502,512
Vestie Diversified International Ltd - OA2	Whelan, Constance	\$ 300,000
Wiss Global	Lo, Florence	\$ 1,000,000
Subtotal Offshore Claims		\$ 37,195,700.00
Total OnShore Funds & Offshore Funds Claims		\$ 287,607,674.00
<b>General Victims</b>		
ERF Hedge Fund LLC		\$ 357,500.00
Tom & Nancy Juda Living Trust		\$ 250,000.00
WAM Long/Short Partners	Hauswirth, Christopher	\$ 333,900.00
Subtotal General Victims		\$ 940,800.00

## ATTACHMENT A

Redeeming Victims- Altegris	Alternate Contact	Net Loss
		After Reimbursement
Bauer, Warren L & Lynde M		\$ 42,500.00
Dorothy H. Bjuratom Trust		\$ 42,500.00
Bonham, Ronald A & Leslie, Angela J		\$ 42,500.00
Brown, Douglas II		\$ 42,500.00
John C. Brunk Rollover IRA		\$ 42,500.00
Christen, Samuel E.	Allen, Richard M	\$ 488,502.00
Daedalus Financial Corporation	White, Charles E.	\$ 42,500.00
Estman, Ronald E & Marilyn		\$ 17,000.00
Gardner, Thomas		\$ 85,000.00
Gile-Ratcliff, Elizabeth S	Gile, Robert	\$ 42,500.00
Graves Family Partnership	Graves, William	\$ 125,000.00
Margaret J. Hartzler IRA		\$ 42,500.00
Hegewald, Gary & Judith		\$ 42,500.00
Horvath, Zoltan P & Marilyn D		\$ 78,200.00
Klein, Barrett & Claire		\$ 42,500.00
Lebowitz, Michael & Marilyn		\$ 175,000.00
The Richard A. Lewis & Robert D. Lewis Trust	Lewis, Richard	\$ 42,500.00
Antonia M. Marsden Revocable Trust	Marsden, Antonia	\$ 42,500.00
Meyer Investment Partners	Meyer, Paul	\$ 68,000.00
Morris Investment Company	Goldstein, Harold	\$ 34,000.00
Wesley E. Mudge Trust	Mudge, Wesley E	\$ 210,000.00
Overkill Investments Inc	Heinz, Clifford	\$ 34,000.00
Rattenman, Walter		\$ 42,500.00
Neal & Jean Ross Family Trust	Ross, Jean	\$ 42,500.00
Routt, J Robert		\$ 42,500.00
Inherited IRA of John Sammond	Denholm, Diane	\$ 329,824.00
Dale A. Sauser Trust	Sauser, Thomas	\$ 125,000.00
Raleigh L. Shaklee Trust	Shaklee, Lee	\$ 170,000.00
John J. Shea Jr.		\$ 125,000.00
Swanson, Thomas		\$ 42,500.00
Volunteer Limited Liability Co	Moss, Ted	\$ 42,500.00
John H. Waldo Trust	Waldock, John	\$ 42,500.00
Waldorff Family Trust	Waldorff, Charles	\$ 42,500.00
Charles Waldner Trust	Waldner, Charles	\$ 42,500.00
Weingart, Ronald & Jeryne		\$ 42,500.00
Wintach Family Trust	Wintach, Herbert	\$ 125,000.00
Wright Family Capital LP	Pierce, Alan K.	\$ 500,000.00
Subtotal Redeeming Victims- Altegris		\$ 3,561,826.00
Redeeming Victims- Lydian	Alternate Contact	Net Loss
		After Reimbursement
Bansal Foundation	Bansal, Vikash	\$ 500,000.00
Gary N. Brown Revocable Trust	Brown, Gary	\$ 250,000.00
Canning Limited Partnership	Freedman, Julia & Mona	\$ 500,000.00
Ciconia & Co		\$ 380,000.00
Crowley, George		\$ 250,000.00
Dor Family LLC	Dor, Jay	\$ 500,000.00
Friesen, Gerald		\$ 250,000.00
Garfinkel, Eric & Diane		\$ 750,000.00
Kampf, Joseph & Barbara		\$ 400,000.00
Insight Multi-Strategy Fund, LLC	Boldman, Christopher	\$ 1,750,000.00
Meyer Mutual Fund LLC	Meyer, William	\$ 250,000.00
Terry A. Perl Revocable Trust	Perl, Terry	\$ 280,000.00
Schilit Family Partnership	Schilit, Howard & Diane	\$ 1,087,500.00
SGW Holdings LLC	Sedgwick, Theodore	\$ 530,000.00
Shangri-La LLC	Bansal, Vikash	\$ 752,500.00
Small Family Trust	Small, Jeffrey	\$ 500,000.00
Jewish Federation of Greater Washington	Galperin, Mikhail David	\$ 1,000,000.00
Wolford, Douglas		\$ 250,000.00
Wolford, Karen		\$ 250,000.00
Subtotal Redeeming Victims- Lydian		\$ 10,430,000.00

